

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

In the Matter of COEYMANS MARINE
TOWING, LLC d/b/a CARVER MARINE
TOWING, as Owner and Operator of the *M/T
Mackenzie Rose*, (IMO No. 8968765), *et al.*

Civil Action No. 2:24-cv-00490-MSD LRL

JOINT MOTION TO MODIFY BRIEFING SCHEDULE FOR DISPOSITIVE MOTIONS

Petitioner Coeymans Marine Towing, LLC d/b/a Carver Marine Towing and Claimants Norfolk and Portsmouth Belt Line Railroad Company (“Belt Line”) and Evanston Insurance Company (“Evanston”) (together, “Claimants”), jointly request to modify and extend the briefing schedule for Claimants’ Motion for Summary Judgment (ECF 90-91) and Petitioner’s Motion for Summary Judgment (ECF 98-99) as follows:

1. Over the past several weeks, parties have engaged in settlement discussions.
2. In good faith and to fully prepare for settlement discussions, the parties filed their dispositive motions before the Aug. 28, 2025 deadline set forth in this Court’s Rule 16(b) Scheduling Order (Doc.32) entered January 13, 2025.
3. If the Court is amenable, the parties have agreed to and request that the Court grant a modification to the dispositive motion briefing schedule as follows:
 - a. Petitioner shall file its Response to Claimants’ Motion for Summary Judgment (ECF 90-91) **on or before September 15, 2025**. Claimants shall file their Replies in Support of Motion for Summary Judgment **on or before September 22, 2025**.
 - b. Claimants shall file their Response(s) to Petitioner’s Motion for Summary Judgment (ECF 98-99) **on or before September 19, 2025**. Petitioner shall file its Reply in Support of Motion for Summary Judgment **on or before September 26, 2025**.

4. Per the Court's instruction, a word copy of the order is concurrently submitted to the Court.

5. Good cause exists to modify and extend the deadlines by three (3) business days, as set forth herein, to allow the parties to further explore resolution and preserve resources prior to trial.

6. Except for the foregoing, no other changes are made to the scheduling order.

WHEREFORE, parties respectfully request that the Court grant this motion and modify the briefing schedule for dispositive motions as set forth herein.

Respectfully submitted by,

Dated: September 12, 2025

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CERTIFICATE OF SERVICE

I hereby certify that on September 12, 2025, a true and correct copy of the foregoing document was filed using the Court's CM/ECF system, which will serve all counsel of record by electronic mail as follows:

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